

SENATE, No. 2122

STATE OF NEW JERSEY

213th LEGISLATURE

INTRODUCED OCTOBER 2, 2008

Sponsored by:

Senator THOMAS H. KEAN, JR.

District 21 (Essex, Morris, Somerset and Union)

Senator BILL BARONI

District 14 (Mercer and Middlesex)

SYNOPSIS

Establishes limits on contributions county and municipal committees of a political party can give per election or per year to candidates and certain political committees.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning campaign contributions by county and
2 municipal committees and amending P.L.1993, c.65.

3
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6
7 1. Section 22 of P.L.1993, c.65 (C.19:44A-7.2) is amended to
8 read as follows:

9 22. a. Not later than December 1 of each year preceding any
10 year in which a general election is to be held to fill the office of
11 Governor for a four-year term, the Election Law Enforcement
12 Commission shall adjust the amounts, set forth in subsection b. of
13 this section, which shall be applicable under P.L.1973, c.83
14 (C.19:44A-1 et al.) to primary and general elections for any public
15 office other than the office of Governor at a percentage which shall
16 be the same as the percentage of change that the commission
17 applies to the amounts used for the primary and general elections
18 for the office of Governor held in the third year preceding the year
19 in which that December 1 occurs, pursuant to section 19 of
20 P.L.1980, c.74 (C.19:44A-7.1), and any amount so adjusted shall be
21 rounded in the same manner as provided in that section.

22 b. The amounts subject to adjustment as provided under this
23 section shall be:

24 (1) the minimum amount raised or expended by any two or more
25 persons acting jointly who qualify as a political committee and the
26 minimum amount contributed or expected to be contributed in any
27 calendar year by any group of two or more persons acting jointly
28 who qualify as a continuing political committee as defined in
29 section 3 of P.L.1973, c.83 (C.19:44A-3);

30 (2) (Deleted by amendment, P.L.2004, c.28);

31 (3) the minimum amount of a contribution to a political
32 committee, continuing political committee, legislative leadership
33 committee or a political party committee received during the period
34 between the 13th day prior to the election and the date of the
35 election, the minimum amount of an expenditure by a political
36 committee during that period, and the minimum amount of an
37 expenditure by a continuing political committee during the period
38 beginning after March 31 and ending on the date of the primary
39 election and the period beginning after September 30 and ending on
40 the date of the general election which triggers an obligation to
41 report that contribution to the commission pursuant to section 8 of
42 P.L.1973, c.83 (C.19:44A-8), and the minimum amount of a
43 contribution to a candidate, candidate committee or joint candidates
44 committee received during the period between the 13th day prior to
45 the election and the date of the election which triggers an obligation

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 to report that contribution to the commission pursuant to section 16
2 of P.L.1973, c.83 (C.19:44A-16);

3 (4) the maximum amount which may be expended by the
4 campaign organizations of two or more candidates forming a joint
5 candidates committee without being required to file contribution
6 reports, pursuant to section 8 of P.L.1973, c.83 (C.19:44A-8);

7 (5) the maximum amount that a person, not acting in concert
8 with any other person or group, may spend to support or defeat a
9 candidate or to aid the passage or defeat of a public question
10 without being required to report all such expenditures and expenses
11 to the commission pursuant to section 11 of P.L.1973, c.83
12 (C.19:44A-11) and the maximum amount that a person, not acting
13 in concert with any other person or group, may raise through a
14 public solicitation and expend to finance any lawful activity in
15 support of or in opposition to any candidate or public question or to
16 seek to influence the content, introduction, passage or defeat of
17 legislation pursuant to section 19 of P.L.1973, c.83 (C.19:44A-19);

18 (6) the maximum amount that may be expended, in the
19 aggregate, on behalf of a candidate without requiring that candidate
20 to file contribution reports with the commission and the maximum
21 amount that may be expended, in the aggregate, on behalf of a
22 candidate seeking election to a public office of a school district,
23 without requiring that candidate to file contribution reports with the
24 commission pursuant to section 16 of P.L.1973, c.83 (C.19:44A-
25 16);

26 (7) the maximum amount of penalty which may be imposed by
27 the commission on any person who fails to comply with the
28 regulatory provisions of P.L.1973, c.83 (C.19:44A-1 et al.) for a
29 first offense or a second and subsequent offenses, pursuant to
30 section 22 of P.L.1973, c.83 (C.19:44A-22);

31 (8) the maximum amount of penalty which may be imposed by
32 the commission on any corporation or labor organization which
33 provides any of its employees any additional increment of salary for
34 the express purpose of making a contribution to a candidate,
35 candidate committee, joint candidates committee, political party
36 committee, legislative leadership committee, political committee or
37 continuing political committee for a first or a second and
38 subsequent offenses, pursuant to section 15 of P.L.1993, c.65
39 (C.19:44A-20.1);

40 (9) (Deleted by amendment, P.L.2004, c.174);

41 (10)(Deleted by amendment, P.L.2004, c.174);

42 (11)(Deleted by amendment, P.L.2004, c.174);

43 (12)the amount of filing fees which may be collected from a
44 candidate committee, a joint candidates committee, a continuing
45 political committee, a political party committee, a legislative
46 leadership committee, or any other person pursuant to section 6 of
47 P.L.1973, c.83 (C.19:44A-6) (as that section shall have been
48 amended by P.L.1983, c.579).

1 (13)the maximum amount of contributions permitted to be made
2 by a county committee of a political party to a candidate committee
3 or joint candidates committee, a political committee or continuing
4 political committee, a legislative leadership committee, the State
5 committee of a political party, another county committee of a
6 political party of a municipal committee of a political party,
7 pursuant to section 18 of P.L.1993, c.65 (C.19:44A-11.3); and

8 (14)the maximum amount of contributions permitted to be made
9 by a municipal committee of a political party to a candidate
10 committee or joint candidates committee, a political committee or
11 continuing political committee, a legislative leadership committee,
12 the State committee of a political party, a county committee of a
13 political party or another municipal committee of a political party,
14 pursuant to section 18 of P.L.1993, c.65 (C.19:44A-11.3).

15 c. Not later than December 15 of each year preceding any year
16 in which a general election is to be held to fill the office of
17 Governor for a four-year term, the commission shall report to the
18 Legislature and make public its adjustment of limits in accordance
19 with the provisions of this section. Whenever, following the
20 transmittal of that report, the commission shall have notice that a
21 person has declared as a candidate for nomination for election or for
22 election to any public office in a forthcoming primary or general
23 election, it shall promptly notify that candidate of the amounts of
24 those adjusted limits.

25 (cf: P.L.2004, c.174, s.1)

26
27 2. Section 18 of P.L.1993, c.65 (C.19:44A-11.3) is amended to
28 read as follows:

29 18. a. No individual, other than an individual who is a candidate,
30 no corporation of any kind organized and incorporated under the
31 laws of this State or any other state or any country other than the
32 United States, no labor organization of any kind which exists or is
33 constituted for the purpose, in whole or in part, of collective
34 bargaining, or of dealing with employers concerning the grievances,
35 terms or conditions of employment, or of other mutual aid or
36 protection in connection with employment, or any group shall: (1)
37 pay or make any contribution of money or other thing of value to a
38 candidate who has established only a candidate committee, his
39 campaign treasurer, deputy campaign treasurer or candidate
40 committee which in the aggregate exceeds \$2,600 per election, or
41 (2) pay or make any contribution of money or other thing of value
42 to candidates who have established only a joint candidates
43 committee, their campaign treasurer, deputy campaign treasurer, or
44 joint candidates committee, which in the aggregate exceeds \$2,600
45 per election per candidate, or (3) pay or make any contribution of
46 money or other thing of value to a candidate who has established
47 both a candidate committee and a joint candidates committee, the
48 campaign treasurers, deputy campaign treasurers, or candidate

1 committee or joint candidates committee, which in the aggregate
2 exceeds \$2,600 per election. No candidate who has established
3 only a candidate committee, his campaign treasurer, deputy
4 campaign treasurer or candidate committee shall knowingly accept
5 from an individual, other than an individual who is a candidate, a
6 corporation of any kind organized and incorporated under the laws
7 of this State or any other state or any country other than the United
8 States, a labor organization of any kind which exists or is
9 constituted for the purpose, in whole or in part, of collective
10 bargaining, or of dealing with employers concerning the grievances,
11 terms or conditions of employment, or of other mutual aid or
12 protection in connection with employment, or any group any
13 contribution of money or other thing of value which in the
14 aggregate exceeds \$2,600 per election, and no candidates who have
15 established only a joint candidates committee, or their campaign
16 treasurer, deputy campaign treasurer, or joint candidates committee,
17 shall knowingly accept from any such source any contribution of
18 money or other thing of value which in the aggregate exceeds
19 \$2,600 per election per candidate, and no candidate who has
20 established both a candidate committee and a joint candidates
21 committee, the campaign treasurers, deputy campaign treasurers, or
22 candidate committee or joint candidates committee shall knowingly
23 accept from any such source any contribution of money or other
24 thing of value which in the aggregate exceeds \$2,600 per election.

25 b. (1) No political committee or continuing political committee
26 shall: (a) pay or make any contribution of money or other thing of
27 value to a candidate who has established only a candidate
28 committee, his campaign treasurer, deputy campaign treasurer or
29 candidate committee, other than a candidate for nomination for
30 election or for election for the office of Governor, which in the
31 aggregate exceeds \$8,200 per election, or (b) pay or make any
32 contribution of money or other thing of value to candidates who
33 have established only a joint candidates committee, their campaign
34 treasurer or deputy campaign treasurer, or the joint candidates
35 committee, which in the aggregate exceeds \$8,200 per election per
36 candidate, or (c) pay or make any contribution of money or other
37 thing of value to a candidate who has established both a candidate
38 committee and a joint candidates committee, the campaign
39 treasurers, deputy campaign treasurers, or candidate committee or
40 joint candidates committee, which in the aggregate exceeds \$8,200
41 per election. No candidate who has established only a candidate
42 committee, his campaign treasurer, deputy campaign treasurer or
43 candidate committee, other than a candidate for nomination for
44 election or for election for the office of Governor, shall knowingly
45 accept from any political committee or continuing political
46 committee any contribution of money or other thing of value which
47 in the aggregate exceeds \$8,200 per election, and no candidates who
48 have established only a joint candidates committee, their campaign

1 treasurer, deputy campaign treasurer, or joint candidates committee,
2 shall knowingly accept from any such source any contribution of
3 money or other thing of value which in the aggregate exceeds
4 \$8,200 per election per candidate, and no candidate who has
5 established both a candidate committee and a joint candidates
6 committee, the campaign treasurers, deputy campaign treasurers, or
7 candidate committee or joint candidates committee shall knowingly
8 accept from any such source any contribution of money or other
9 thing of value which in the aggregate exceeds \$8,200 per election.

10 [(2)The limitation upon the knowing acceptance by a candidate,
11 campaign treasurer, deputy campaign treasurer, candidate
12 committee or joint candidates committee of any contribution of
13 money or other thing of value from a political committee or
14 continuing political committee under the provisions of paragraph
15 (1) of this subsection shall also be applicable to the knowing
16 acceptance of any such contribution from the county committee of a
17 political party by a candidate or the campaign treasurer, deputy
18 campaign treasurer, candidate committee or joint candidates
19 committee of a candidate for any elective public office in another
20 county or, in the case of a candidate for nomination for election or
21 for election to the office of member of the Legislature, in a
22 legislative district in which, according to the federal decennial
23 census upon the basis of which legislative districts shall have been
24 established, less than 20% of the population resides within the
25 county of that county committee. In addition, all contributor
26 reporting requirements and other restrictions and regulations
27 applicable to a contribution of money or other thing of value by a
28 political committee or continuing political committee under the
29 provisions of P.L.1973, c.83 (C.19:44A-1 et al.) shall likewise be
30 applicable to the making or payment of such a contribution by such
31 a county committee.

32 The limitation upon the knowing acceptance by a candidate,
33 campaign treasurer, deputy campaign treasurer, candidate
34 committee or joint candidates committee of any contribution of
35 money or other thing of value from a political committee or
36 continuing political committee under the provisions of paragraph
37 (1) of this subsection, except that the amount of any contribution of
38 money or other thing of value shall be in an amount which in the
39 aggregate does not exceed \$25,000, shall also be applicable to the
40 knowing acceptance of any such contribution from the county
41 committee of a political party by a candidate, or the campaign
42 treasurer, deputy campaign treasurer, candidate committee or joint
43 candidates committee of a candidate, for nomination for election or
44 for election to the office of member of the Legislature in a
45 legislative district in which, according to the federal decennial
46 census upon the basis of which legislative districts shall have been
47 established, at least 20% but less than 40% of the population resides
48 within the county of that county committee. In addition, all

1 contributor reporting requirements and other restrictions and
2 regulations applicable to a contribution of money or other thing of
3 value by a political committee or continuing political committee
4 under the provisions of P.L.1973, c.83 (C.19:44A-1 et al.) shall
5 likewise be applicable to the making or payment of such a
6 contribution by such a county committee.】

7 (a) No county committee of a political party, other than the
8 county committee of the county in which the candidate or
9 candidates reside, shall pay or make a contribution of money or
10 other thing of value to a candidate committee, a joint candidates
11 committee or both which in the aggregate exceeds \$7,200 per
12 election. No candidate committee, joint candidates committee or
13 both shall knowingly accept from a county committee of a political
14 party, other than the county committee of the county in which the
15 candidate or candidates reside, a contribution of money or other
16 thing of value, which in the aggregate exceeds \$7,200 per election.

17 (b) No county committee of a political party shall pay or make a
18 contribution of money or other thing of value to a political
19 committee, which in the aggregate exceeds \$7,200 per election. No
20 political committee shall knowingly accept from a county
21 committee of a political party a contribution of money or other
22 thing of value, which in the aggregate exceeds \$7,200 per election.

23 (c) No county committee of a political party shall pay or make a
24 contribution of money to other thing of value to a continuing
25 political committee, which in the aggregate exceeds \$7,200 per
26 year. No continuing political committee shall knowingly accept
27 from a county committee of a political party a contribution of
28 money or other thing of value, which in the aggregate exceeds
29 \$7,200 per year.

30 (d) No county committee of a political party shall pay or make a
31 contribution of money or other thing of value to a legislative
32 leadership committee, or to the State committee of a political party,
33 which in the aggregate exceeds \$25,000 per year. No legislative
34 leadership committee and no State committee of a political party
35 shall knowingly accept from a county committee of a political party
36 a contribution of money or other thing of value, which in the
37 aggregate exceeds \$25,000 per year.

38 (e) No county committee of a political party shall pay or make a
39 contribution of money or other thing of value to another county
40 committee of a political party, which in the aggregate exceeds
41 \$7,200 per year. No county committee of a political party shall
42 knowingly accept from another county committee of a political
43 party a contribution of money or other thing of value, which in the
44 aggregate exceeds \$7,200 per year.

45 (f) No county committee of a political party shall pay or make a
46 contribution of money or other thing of value to a municipal
47 committee of a political party, other than a municipal committee of
48 a municipality located in the same county as the county committee,

1 which in the aggregate exceeds \$7,200 per year. No municipal
2 committee of a political party, other than a municipal committee of
3 a municipality located in the same county as the county committee,
4 shall knowingly accept from that county committee a contribution
5 of money or other thing of value, which in the aggregate exceeds
6 \$7,200 per year.

7 (3) (a) No municipal committee of a political party, other than a
8 municipal committee in the county in which the candidate or
9 candidates reside, shall pay or make a contribution of money or
10 other thing of value to a candidate committee, a joint candidates
11 committee or both, which in the aggregate exceeds \$7,200 per
12 election. No candidate committee, joint candidates committee or
13 both shall knowingly accept from a municipal committee of a
14 political party, other than a municipal committee in the county in
15 which the candidate or candidates reside, a contribution of money
16 or other thing of value, which in the aggregate exceeds \$7,200 per
17 election.

18 (b) No municipal committee of a political party shall pay or
19 make a contribution of money or other thing of value to a political
20 committee, which in the aggregate exceeds \$7,200 per election. No
21 political committee shall knowingly accept from a municipal
22 committee of a political party a contribution of money or other
23 thing of value, which in the aggregate exceeds \$7,200 per election.

24 (c) No municipal committee of a political party shall pay or
25 make a contribution of money or other thing of value to a
26 continuing political committee, which in the aggregate exceeds
27 \$7,200 per year. No continuing political committee shall
28 knowingly accept from a municipal committee of a political party a
29 contribution of money or other thing of value, which in the
30 aggregate exceeds \$7,200 per year.

31 (d) No municipal committee of political party shall make a
32 contribution of money or other thing of value to a legislative
33 leadership committee or to the State committee of a political party,
34 which in the aggregate exceeds \$25,000 per year. No legislative
35 leadership committee and no State committee of a political party
36 shall knowingly accept from a municipal committee of a political
37 party a contribution of money or other thing of value, which in the
38 aggregate exceeds \$25,000 per year.

39 (e) No municipal committee of a political party shall pay or
40 make contribution of money or other thing of value to another
41 municipal committee of a political party, which in the aggregate
42 exceeds \$7,200 per year. No municipal committee of a political
43 party shall knowingly accept from another municipal committee of
44 a political party a contribution of money or other thing of value,
45 which in the aggregate exceeds \$7,200 per year.

46 (f) No municipal committee of a political party shall pay or
47 make a contribution of money or other thing of value to a county
48 committee of a political party, other than the county committee of

1 the county in which the municipality is located, which in the
2 aggregate exceeds \$7,200 per year. No county committee of a
3 political party, other than the county committee of the county in
4 which the municipality is located, shall knowingly accept from a
5 municipal committee a contribution of money or other thing of
6 value, which in the aggregate exceeds \$7,200 per year.

7 (4) With respect to the limitations in **[this paragraph]**
8 paragraphs (20 and (3) of this subsection, the Legislature finds and
9 declares that:

10 (a) Persons or organizations making contributions to the county
11 committee of a political party or a municipal committee of a
12 political party have a right to expect that their money will be used,
13 for the most part, to support candidates for elective office who will
14 most directly represent the interest of that county or municipality;

15 (b) The practice of allowing a county committee or municipal
16 committee to use funds raised with this expectation to make
17 unlimited contributions to candidates for the **[Legislature]** public
18 office or to other committees of other county or municipal
19 committees who may have a limited, or even nonexistent,
20 connection with or interest in that county or municipality serves to
21 undermine public confidence in the integrity of the electoral
22 process;

23 (c) Furthermore, the risk of actual or perceived corruption is
24 raised by the potential for contributors to circumvent limits on
25 contributions to candidates by funneling money to candidates
26 through county or municipal committees;

27 (d) The State has a compelling interest in preventing the
28 actuality or appearance of corruption and in protecting public
29 confidence in democratic institutions by limiting amounts which a
30 county committee or municipal committee may contribute to
31 **[legislative]** candidates **[whose districts are not located in close**
32 **proximity to that county]** for public office in different parts of the
33 State, to other committees of to other county and municipal political
34 party committees; and

35 (e) It is, therefore, reasonable for the State to promote this
36 compelling interest by limiting the amount a county committee or
37 municipal committee may give to a **[legislative]** candidate **[based**
38 **upon the degree to which the population of the legislative district**
39 **overlaps with the population of that county]** for public office in
40 different parts of the State, to other committees or to other county
41 and municipal political party committees.

42 c. (1) No candidate who has established only a candidate
43 committee, his campaign treasurer, deputy treasurer or candidate
44 committee shall (a) pay or make any contribution of money or other
45 thing of value to another candidate who has established only a
46 candidate committee, his campaign treasurer, deputy campaign
47 treasurer or candidate committee, other than a candidate for
48 nomination for election or for election for the office of Governor,

1 which in the aggregate exceeds \$8,200 per election, or (b) pay or
2 make any contribution of money or other thing of value to
3 candidates who have established only a joint candidates committee,
4 their campaign treasurer, deputy campaign treasurer, or joint
5 candidates committee, which in the aggregate exceeds \$8,200 per
6 election per candidate in the recipient committee, or (c) pay or
7 make any contribution of money or other thing of value to a
8 candidate who has established both a candidate committee and a
9 joint candidates committee, the campaign treasurers, deputy
10 campaign treasurers, or candidate committee or joint candidates
11 committee, which in the aggregate exceeds \$8,200 per election. No
12 candidate who has established only a candidate committee, his
13 campaign treasurer, deputy campaign treasurer or candidate
14 committee, other than a candidate for nomination for election or for
15 election to the office of the Governor, shall knowingly accept from
16 another candidate who has established only a candidate committee,
17 his campaign treasurer, deputy campaign treasurer or candidate
18 committee, any contribution of money or other thing of value which
19 in the aggregate exceeds \$8,200 per election, and no candidates who
20 have established only a joint candidates committee, their campaign
21 treasurer, deputy campaign treasurer, or joint candidates committee,
22 shall knowingly accept from any such source any contribution of
23 money or other thing of value which in the aggregate exceeds
24 \$8,200 per election per candidate in the recipient committee, and no
25 candidate who has established both a candidate committee and a
26 joint candidates committee, the campaign treasurers, deputy
27 campaign treasurers, or candidate committee or joint candidates
28 committee, shall knowingly accept from any such source any
29 contribution of money or other thing of value which in the
30 aggregate exceeds \$8,200 per election.

31 (2) No candidates who have established only a joint candidates
32 committee, their campaign treasurer, deputy campaign treasurer, or
33 joint candidates committee shall (a) pay or make any contribution
34 of money or other thing of value to another candidate who has
35 established only a candidate committee, his campaign treasurer,
36 deputy campaign treasurer or candidate committee, other than a
37 candidate for nomination for election or for election for the office
38 of Governor, which in the aggregate exceeds, on the basis of each
39 candidate in the contributing joint candidates committee, \$8,200 per
40 election, or (b) pay or make any contribution of money or other
41 thing of value to candidates who have established only a joint
42 candidates committee, their campaign treasurer, deputy campaign
43 treasurer or joint candidates committee, which in the aggregate
44 exceeds, on the basis of each candidate in the contributing joint
45 candidates committee, \$8,200 per election per candidate in the
46 recipient joint candidates committee, or (c) pay or make any
47 contribution of money or other thing of value to a candidate who
48 has established both a candidate committee and a joint candidates

1 committee, the campaign treasurers, deputy campaign treasurers or
2 candidate committee or joint candidates committee, which in the
3 aggregate exceeds, on the basis of each candidate in the
4 contributing joint candidates committee, \$8,200 per election. No
5 candidate who has established only a candidate committee, his
6 campaign treasurer, deputy campaign treasurer, or candidate
7 committee, other than a candidate for nomination for election or for
8 election for the office of Governor, shall knowingly accept from
9 other candidates who have established only a joint candidates
10 committee, their campaign treasurer, deputy campaign treasurer or
11 joint candidates committee, any contribution of money or other
12 thing of value which in the aggregate exceeds, on the basis of each
13 candidate in the contributing committee, \$8,200 per election, and no
14 candidates who have established only a joint candidates committee,
15 their campaign treasurer, deputy campaign treasurer, or joint
16 candidates committee, shall knowingly accept from any such source
17 any contribution of money or other thing of value which in the
18 aggregate exceeds, on the basis of each candidate in the
19 contributing joint candidates committee, \$8,200 per election per
20 candidate in the recipient joint candidates committee, and no
21 candidate who has established both a candidate committee and a
22 joint candidates committee, the campaign treasurers, deputy
23 campaign treasurers, or candidate committee or joint candidates
24 committee, shall knowingly accept from any such source any
25 contribution of money or other thing of value which in the
26 aggregate exceeds, on the basis of each candidate in the
27 contributing joint candidates committee, \$8,200 per election.

28 (3) No candidate who has established both a candidate
29 committee and a joint candidates committee, the campaign
30 treasurers, deputy campaign treasurers, or candidate committee or
31 joint candidates committee shall (a) pay or make any contribution
32 of money or other thing of value to another candidate who has
33 established only a candidate committee, his campaign treasurer,
34 deputy campaign treasurer or candidate committee, other than a
35 candidate for nomination for election or for election for the office
36 of Governor, which in the aggregate exceeds \$8,200 per election, or
37 (b) pay or make any contribution of money or other thing of value
38 to candidates who have established only a joint candidates
39 committee, their campaign treasurer, deputy campaign treasurer or
40 joint candidates committee, which in the aggregate exceeds \$8,200
41 per election per candidate in the recipient joint candidates
42 committee, or (c) pay or make any contribution of money or other
43 thing of value to a candidate who has established both a candidate
44 committee and a joint candidates committee, the campaign
45 treasurers, deputy campaign treasurers, or candidate committee or
46 joint candidates committee, which in the aggregate exceeds \$8,200
47 per election. No candidate who has established only a candidate
48 committee, his campaign treasurer, deputy campaign treasurer, or

1 candidate committee, other than a candidate for nomination for
2 election or for election for the office of Governor, shall knowingly
3 accept from a candidate who has established both a candidate
4 committee and a joint candidates committee, the campaign
5 treasurers, deputy campaign treasurers, or candidate committee or
6 joint candidates committee, any contribution of money or other
7 thing of value which in the aggregate exceeds \$8,200 per election,
8 and no candidates who have established only a joint candidates
9 committee, their campaign treasurer, deputy campaign treasurer, or
10 joint candidates committee, shall knowingly accept from any such
11 source any contribution of money or other thing of value which in
12 the aggregate exceeds \$8,200 per election per candidate in the
13 recipient joint candidates committee, and no candidate who has
14 established both a candidate committee and a joint candidates
15 committee, the campaign treasurers, deputy campaign treasurers, or
16 candidate committee or joint candidates committee shall knowingly
17 accept from any such source any contribution of money or other
18 thing of value which in the aggregate exceeds \$8,200 per election.

19 (4) Expenditures by a candidate for nomination for election or
20 for election to the office of member of the Legislature or to an
21 office of a political subdivision of the State, or by the campaign
22 treasurer, deputy treasurer, candidate committee or joint candidates
23 committee of such a candidate, which are made in furtherance of the
24 nomination or election, respectively, of another candidate for the
25 same office in the same legislative district or the same political
26 subdivision shall not be construed to be subject to any limitation
27 under this subsection; for the purposes of this sentence, the offices
28 of member of the State Senate and member of the General
29 Assembly shall be deemed to be the same office.

30 d. Nothing contained in this section shall be construed to
31 impose any limitation on contributions by a candidate, or by a
32 corporation, 100% of the stock in which is owned by a candidate or
33 the candidate's spouse, child, parent or sibling residing in the same
34 household, to that candidate's campaign.

35 e. For the purpose of determining the amount of a contribution
36 to be attributed as given to or by each candidate in a joint
37 candidates committee, the amount of the contribution to or by such
38 a committee shall be divided equally among all the candidates in the
39 committee.

40 (cf: P.L.2004, c.174, s.3)

41

42 3. Section 19 of P.L.1993, c.65 (C.19:44A-11.4) is amended to
43 read as follows:

44 19. a. (1) Except as otherwise provided in paragraph (2) of this
45 subsection, no individual, no corporation of any kind organized and
46 incorporated under the laws of this State or any other state or any
47 country other than the United States, no labor organization of any
48 kind which exists or is constituted for the purpose, in whole or in

1 part, of collective bargaining, or of dealing with employers
2 concerning the grievances, terms or conditions of employment, or
3 of other mutual aid or protection in connection with employment,
4 no political committee, continuing political committee, candidate
5 committee or joint candidates committee or any other group, shall
6 pay or make any contribution of money or other thing of value to
7 the campaign treasurer, deputy treasurer or other representative of
8 the State committee of a political party or the campaign treasurer,
9 deputy campaign treasurer or other representative of any legislative
10 leadership committee, which in the aggregate exceeds \$25,000 per
11 year, or in the case of a joint candidates committee when that is the
12 only committee established by the candidates, \$25,000 per year per
13 candidate in the joint candidates committee, or in the case of a
14 candidate committee and a joint candidates committee when both
15 are established by a candidate, \$25,000 per year from that
16 candidate. No campaign treasurer, deputy campaign treasurer or
17 other representative of the State committee of a political party or
18 campaign treasurer, deputy campaign treasurer or other
19 representative of any legislative leadership committee shall
20 knowingly accept from an individual, a corporation of any kind
21 organized and incorporated under the laws of this State or any other
22 state or any country other than the United States, a labor
23 organization of any kind which exists or is constituted for the
24 purpose, in whole or in part, of collective bargaining, or of dealing
25 with employers concerning the grievances, terms or conditions of
26 employment, or of other mutual aid or protection in connection with
27 employment, a political committee, a continuing political
28 committee, a candidate committee or a joint candidates committee
29 or any other group, any contribution of money or other thing of
30 value which in the aggregate exceeds \$25,000 per year, or in the
31 case of a joint candidates committee when that is the only
32 committee established by the candidates, \$25,000 per year per
33 candidate in the joint candidates committee, or in the case of a
34 candidate committee and a joint candidates committee when both
35 are established by a candidate, \$25,000 per year from that
36 candidate.

37 (2) No national committee of a political party shall pay or make
38 any contribution of money or other thing of value to the campaign
39 treasurer, deputy treasurer or other representative of the State
40 committee of a political party which in the aggregate exceeds
41 \$72,000 per year, and no campaign treasurer, deputy campaign
42 treasurer or other representative of the State committee of a
43 political party shall knowingly accept from the national committee
44 of a political party any contribution of money or other thing of
45 value which in the aggregate exceeds \$72,000 per year.

46 b. No individual, no corporation of any kind organized and
47 incorporated under the laws of this State or any other state or any
48 country other than the United States, no labor organization of any

1 kind which exists or is constituted for the purpose, in whole or in
2 part, of collective bargaining, or of dealing with employers
3 concerning the grievances, terms or conditions of employment, or
4 of other mutual aid or protection in connection with employment,
5 no political committee, continuing political committee, candidate
6 committee or joint candidates committee or any other group, shall
7 pay or make any contribution of money or other thing of value to
8 any county committee of a political party, which in the aggregate
9 exceeds \$37,000 per year, or in the case of a joint candidates
10 committee when that is the only committee established by the
11 candidates, \$37,000 per year per candidate in the joint candidates
12 committee, or in the case of a candidate committee and a joint
13 candidates committee when both are established by a candidate,
14 \$37,000 per year from that candidate. No campaign treasurer,
15 deputy campaign treasurer or other representative of a county
16 committee of a political party shall knowingly accept from an
17 individual, a corporation of any kind organized and incorporated
18 under the laws of this State or any other state or any country other
19 than the United States, a labor organization of any kind which exists
20 or is constituted for the purpose, in whole or in part, of collective
21 bargaining, or of dealing with employers concerning the grievances,
22 terms or conditions of employment, or of other mutual aid or
23 protection in connection with employment, a political committee, a
24 continuing political committee, a candidate committee or a joint
25 candidates committee or any other group, any contribution of
26 money or other thing of value which in the aggregate exceeds
27 \$37,000 per year, or in the case of a joint candidates committee
28 when that is the only committee established by the candidates,
29 \$37,000 per year per candidate in the joint candidates committee, or
30 in the case of a candidate committee and a joint candidates
31 committee when both are established by a candidate, \$37,000 per
32 year from that candidate.

33 c. No individual, no corporation of any kind organized and
34 incorporated under the laws of this State or any other state or any
35 country other than the United States, no labor organization of any
36 kind which exists or is constituted for the purpose, in whole or in
37 part, of collective bargaining, or of dealing with employers
38 concerning the grievances, terms or conditions of employment, or
39 of other mutual aid or protection in connection with employment,
40 no political committee, continuing political committee, candidate
41 committee or joint candidates committee or any other group shall
42 pay or make any contribution of money or other thing of value to
43 any municipal committee of a political party, which in the aggregate
44 exceeds \$7,200 per year, or in the case of a joint candidates
45 committee when that is the only committee established by the
46 candidates, \$7,200 per year per candidate in the joint candidates
47 committee, or in the case of a candidate committee and a joint
48 candidates committee when both are established by a candidate,

1 \$7,200 per year from that candidate. No campaign treasurer, deputy
2 campaign treasurer or other representative of a municipal committee
3 of a political party shall knowingly accept from an individual, a
4 corporation of any kind organized and incorporated under the laws
5 of this State or any other state or any country other than the United
6 States, a labor organization of any kind which exists or is
7 constituted for the purpose, in whole or in part, of collective
8 bargaining, or of dealing with employers concerning the grievances,
9 terms or conditions of employment, or of other mutual aid or
10 protection in connection with employment, a political committee, a
11 continuing political committee, a candidate committee or a joint
12 candidates committee or any other group, any contribution of
13 money or other thing of value which in the aggregate exceeds
14 \$7,200 per year, or in the case of a joint candidates committee when
15 that is the only committee established by the candidates, \$7,200 per
16 year per candidate in the joint candidates committee, or in the case
17 of a candidate committee and a joint candidates committee when
18 both are established by a candidate, \$7,200 per year from that
19 candidate.

20 [No county committee of a political party in any county shall
21 pay or make any contribution of money or other thing of value to a
22 municipal committee of a political party in a municipality not
23 located in that county which in the aggregate exceeds the amount of
24 aggregate contributions which, under this subsection, a continuing
25 political committee is permitted to pay or make to a municipal
26 committee of a political party. No campaign treasurer, deputy
27 campaign treasurer or other representative of a municipal committee
28 of a political party in any municipality shall knowingly accept from
29 any county committee of a political party in any county other than
30 the county in which the municipality is located any contribution of
31 money or other thing of value which in the aggregate exceeds the
32 amount of contributions permitted to be so paid or made under that
33 subsection.]

34 d. For the purpose of determining the amount of a contribution
35 to be attributed as given by each candidate in a joint candidates
36 committee, the amount of the contribution by such a committee
37 shall be divided equally among all the candidates in the committee.
38 (cf: P.L.2004, c.174, s.4)

39
40 4. This act shall take effect immediately.

41
42
43 STATEMENT

44
45 This bill amends current law to establish limits on the amount of
46 money and other thing of value that a county committee of a
47 political party and a municipal committee of a political party can
48 give per election or per year to candidates and certain political

1 committees. Specifically, the bill limits a county committee of a
2 political party:

3 1) other than the county committee of the county in which the
4 candidate or candidates resides, from giving to a candidate
5 committee, a joint candidates committee or both a contribution,
6 which in the aggregate exceeds \$7,200 per election;

7 2) from giving to a political committee a contribution, which in
8 the aggregate exceeds \$7,200 per election;

9 3) from giving to a continuing political committee a
10 contribution, which in the aggregate exceeds \$7,200 per year;

11 4) from giving to a legislative leadership committee or the State
12 committee of a political party a contribution, which in the aggregate
13 exceeds \$25,000 per year;

14 5) from giving to another county committee a contribution,
15 which in the aggregate exceeds \$7,200 per year; and

16 6) from giving to a municipal committee of a political party,
17 other than the municipal committee of a municipality located in the
18 same county as the county committee, a contribution, which in the
19 aggregate exceeds \$7,200 per year.

20 In regard to a municipal committee of a political party, the bill
21 limits a committee:

22 1) other than a municipal committee of the county in which the
23 candidate or candidates reside, from giving to a candidate
24 committee, a joint candidates committee or both a contribution,
25 which in the aggregate exceeds \$7,200 per election;

26 2) from giving to a political committee a contribution, which in
27 the aggregate exceeds \$7,200 per election;

28 3) from giving to a continuing political committee a
29 contribution, which in the aggregate exceeds \$7,200 per year;

30 4) from giving to a legislative leadership committee or the State
31 committee of a political party a contribution, which in the aggregate
32 exceeds \$25,000 per year;

33 5) from giving to another municipal committee a contribution,
34 which in the aggregate exceeds \$7,200 per year; and

35 6) from giving to a county committee of a political party, other
36 than the county committee of the county in which the municipality
37 is located, a contribution, which in the aggregate exceeds \$7,200
38 per year.

39 The bill provides that the limits it establishes on giving by a
40 county committee and a municipal committee would be subject to
41 the same quadrennial adjustment by the Election Law Enforcement
42 Commission as provided in current law for other contribution and
43 expenditure amounts.